

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

SCOTT ERNST, individually and as a  
representative of the classes,

Plaintiff,

-against-

DISH NETWORK, LLC, DISH NETWORK  
SERVICE, LLC, AND STERLING  
INFOSYSTEMS, INC.

Defendants.

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 5/21/15

Case No.: 12 CIV 8794(LGS)

**STIPULATION AND ~~PROPOSED~~ ORDER RE: NOTICE MAILING DATE**

Plaintiff Scott Ernst ("Plaintiff") and Defendant Sterling Infosystems, Inc. ("Sterling")  
(collectively the "parties"), by and through their counsel, hereby stipulate and agree as follows:

WHEREAS, on April 22, 2015, the Court granted preliminary approval of the parties'  
settlement (ECF No. 175);

WHEREAS, based on the schedule set forth in the parties' Settlement Agreement, and  
approved by the Court's April 22 Order, Notice was scheduled to be mailed to the Settlement  
Classes on May 22, 2015;

WHEREAS, the Notice preliminarily approved by the Court includes certain  
modifications and enhancements intended to improve the notice process, including the use of  
colored paper, colored ink, and a colored envelope, as requested by the Court in prior  
conferences;

WHEREAS, the Settlement Administrator is working with a vendor to achieve the  
enhanced specifications of the Notice;


WHEREAS, the Administrator and the vendor have advised the parties that further time  
is required before Notice can be mailed;

WHEREAS, the parties, based on the representations of the Administrator, have agreed that the Notice mailing date should be moved to June 2, 2015, which accordingly moves the Objection, Opt Out, and MVR Claim Form Postmark deadlines to July 31, 2015, but does not affect the Final Fairness Hearing set for September 2, 2015;

WHEREFORE, the parties STIPULATE and AGREE that Notice should be mailed by June 2, 2015, and all subsequent deadlines should move accordingly, but the Final Fairness Hearing should remain set for September 2, 2015, at 9:30 AM Eastern.

STIPULATED TO:

Dated: May 19, 2015



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SO ORDERED



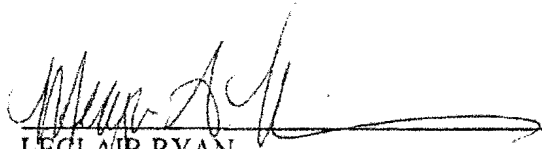
HON. LORNA G. SCHOFIELD  
UNITED STATES DISTRICT JUDGE

Dated: May 21, 2015  
New York, New York

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Date: May 19, 2015



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